



Atty. Dkt. No. 016886-0190

*IN THE UNITED STATES PATENT AND TRADEMARK OFFICE*

Applicant: Toru YOSHIHARA et al.  
Title: EXCHANGE EQUIPMENT  
Appl. No.: 10/762,577  
Filing Date: 1/23/2004  
Examiner: Creighton H. SMITH  
Art Unit: 2614  
Confirmation Number: 3026

**LETTER  
(UNDER A GENERAL OBLIGATION  
OF CANDOR AND GOOD FAITH  
IN PRACTICE BEFORE THE OFFICE)**

Commissioner for Patents  
PO Box 1450  
Alexandria, Virginia 22313-1450

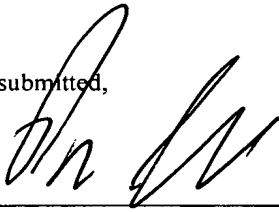
Sir:

Applicants hereby respectfully request that the Patent Office recalculate the Patent Term Adjustment. It is believed that the Patent Term Adjustment to date should be 942 days. This letter is being filed consistent with the general obligation of candor and good faith in practice before the Office and pursuant to the PTO's response to Comment 43 of the Final Rule RIN 0651-AB06 published in the Federal Register, Vol. 65, No. 181, on September 18, 2000, which states as follows:

**"In order to comply with this duty and where the correct adjustment is thought to be less than indicated by the Office, an application for term adjustment under § 1.705(b) need not be filed. Instead, a letter could be filed with the issue fee payment, indicating that the term adjustment is thought to be longer than appropriate."**

Respectfully submitted,

By

  
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Date July 14, 2008

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